



May 19, 2010

**VIA ELECTRONIC FILING**

Ms. Kimberly D. Bose  
Secretary  
Federal Energy Regulatory Commission  
888 First Street, NE  
Washington, D.C. 20426

Re: NERC Notice of Penalty regarding Tri-State Generation and Transmission Association, Inc. – Marketing, FERC Docket No. NP10-100-000

Dear Ms. Bose:

On April 28, 2010, the North American Electric Reliability Corporation (“NERC”) submitted a Notice of Penalty regarding Tri-State Generation and Transmission Association, Inc. – Marketing (“Tri-State”) regarding a violation of IRO-STD-006-0 WR1. Earlier today, NERC and the Western Electricity Coordinating Council (“WECC”) submitted additional details regarding Tri-State’s training program for new and existing employees that was implemented as part of the related mitigation plan to address the instant violation and to prevent recurrence of violations of this Reliability Standard.

By this filing, NERC and WECC clarify that references to the violation in NP10-100-000 as not a repeated violation is intended to differentiate the particular facts and circumstances at issue from the prior three violations of the same Reliability Standard Requirement. However, the filing recognizes that it was the entity’s fourth violation of the Reliability Standard Requirement and this was taken into account in the determination of the penalty by both WECC and the NERC Board of Trustees Compliance Committee.

Accordingly, NERC respectfully requests that the Commission accept this supplemental filing and issue an order consistent with the comments provided herein.

Respectfully submitted,

/s/ Rebecca J. Michael  
Rebecca J. Michael  
*Attorney for North American Electric  
Reliability Corporation*

cc: Official service list in Docket No. NP10-100-000